

31/03



State of Utah

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

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May 8, 1997

Dr. Richard R. Kennedy
Unico, Incorporated
P.O. Box 298
Marysville, Utah 84750

Re: Acceptance of Amended Notice of Intention to Commence Small Mining Operations, Deer Trail / PTH Project, S/031/003, Piute County, Utah

Dear Mr. Kennedy:

On April 25, 1997, the US Forest Service, Beaver Ranger District forwarded a copy of your approved Plan of Operations for your Deer Trail / PTH project, located in Sections 12 and 13, T28S, R4W, SLBM. We have in our files a small mining notice for the Deer Trail mine, which was approved in January 1996. We will consider this new application as an amendment to our existing file. We have reviewed the US Forest Service Plan of Operations with our Minerals Rules and find that it is complete and no additional information is required at this time.

This amendment is approved for the project located on US Forest Service managed lands only. The total disturbance cannot exceed five acres at any one time. Should you wish to expand your operation beyond the five acre limitation, please notify this office as soon as possible to discuss the necessary permitting requirements. A large mining Notice of Intention would have to be filed and approved by this Division as well as *additional* surety posted, prior to disturbing anything beyond the approved five acres. If this project goes to a large mining status, the Division would honor the surety bond you currently have posted with the US Forest Service, due to the Memorandum of Understanding between our agencies.

For your reference, I have enclosed copies of our summarized rules regarding "Operation and Reclamation Practices", and the statutory penalty for failure to reclaim a minesite (SMO-1 and SMO-2). Please give special consideration to item #10 of the "Operation and Reclamation Practices" (SMO-1). Stockpiling topsoil material prior to beginning your mining operation will help ensure successful revegetation efforts upon final reclamation of the minesite. If the area being mined is a solid rock outcrop, or if the land surface is very rocky, then soil stockpiling is probably not possible. However, even the first few inches of undeveloped material is worth saving to aid in later revegetation efforts, and future regulatory release from reclamation requirements.

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Please be advised that the State Department of Environmental Quality (DEQ) may also require certain permits for your operation. For further information regarding their permitting requirements, you may contact them at (801) 538-6146; their mailing address is Utah State Department of Environmental Quality, 288 North 1460 West, Salt Lake City, Utah 84116-0690.

Thank you for your cooperation. When in the area, a member of the Division staff will examine the site. Best wishes with your mining operation.

Sincerely,



Lynn Kunzler
Senior Reclamation Specialist

jb

Enclosure

cc:

Ray Brown, President, Unico

Steve Winslow, USFS, Beaver Ranger Dist.

John Rush, Operator

Kiran Bhayani, DWQ

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